

10/31/00  
JCS91 U.S. PTO

Please type a plus sign (+) inside this box



Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

UTILITY PATENT APPLICATION TRANSMITTAL		Attorney Docket No.	076883-0268936
(Only for new nonprovisional applications under 37 CFR 1.53(b))		First Inventor	Robert J. Dunst Jr. et al.
		Title	Method and System of Managing On-the-Shelf Retail Inventories
		Express Mail Label No.	EL754073380US

APPLICATION ELEMENTS <i>See MPEP chapter 600 concerning utility patent application contents.</i>	Commissioner for Patents ADDRESS TO: Box Patent Application Washington, DC 20231
---	---

<p>1. <input checked="" type="checkbox"/> Fee Transmittal Form (e.g., PTO/SB/17) <i>(Submit an original and a duplicate for fee processing)</i></p> <p>2. <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.</p> <p><input checked="" type="checkbox"/> Specification [Total Pages 22] <i>(preferred arrangement set forth below)</i></p> <ul style="list-style-type: none"> <li>- Descriptive title of the invention</li> <li>- Cross Reference to Related Applications</li> <li>- Statement Regarding Fed sponsored R &amp; D</li> <li>- Reference to sequence listing, a table, or a computer program listing appendix</li> <li>- Background of the Invention</li> <li>- Brief Summary of the Invention</li> <li>- Brief Description of the Drawings (<i>if filed</i>)</li> <li>- Detailed Description</li> <li>- Claim(s)</li> <li>- Abstract of the Disclosure</li> </ul> <p><input checked="" type="checkbox"/> Drawing(s) (35 U.S.C. 113) [Total Sheets 6]</p> <p>Oath or Declaration(s)-4 [Total Sheets 8]</p> <p>a. <input checked="" type="checkbox"/> Newly executed (original or copy)</p> <p>b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63(d)) <i>(for continuation/divisional with Box 18 completed)</i></p> <p>i. <input type="checkbox"/> <u>DELETION OF INVENTOR(S)</u> Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).</p> <p>6. <input type="checkbox"/> Application Data Sheet. See 37 CFR 1.76</p>	<p>7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program (<i>Appendix</i>)</p> <p>8. <input type="checkbox"/> Nucleotide and/or Amino Acid Sequence Submission (<i>if applicable, all necessary</i>)           <ul style="list-style-type: none"> <li>a. <input type="checkbox"/> Computer Readable Form (CRF)</li> <li>b. Specification Sequence Listing on:               <ul style="list-style-type: none"> <li>i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or</li> <li>ii. <input type="checkbox"/> paper</li> </ul> </li> <li>c. <input type="checkbox"/> Statements verifying identity of above copies</li> </ul> </p>
<b>ACCOMPANYING APPLICATION PARTS</b>	
<p>9. <input checked="" type="checkbox"/> Assignment Papers (cover sheet &amp; document(s))-3 Assignments</p> <p>10. <input type="checkbox"/> 37 CFR 3.73(b) Statement <input type="checkbox"/> Power of Attorney <i>(when there is an assignee)</i></p> <p>11. <input type="checkbox"/> English Translation Document (<i>if applicable</i>)</p> <p>12. <input type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input type="checkbox"/> Copies of IDS Citations</p> <p>13. <input type="checkbox"/> Preliminary Amendment</p> <p>14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) <i>(Should be specifically itemized)</i></p> <p>15. <input type="checkbox"/> Certified Copy of Priority Document(s) <i>(if foreign priority is claimed)</i></p> <p>16. <input checked="" type="checkbox"/> Request and Certification under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.</p> <p>17. <input type="checkbox"/> Other: _____</p>	

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

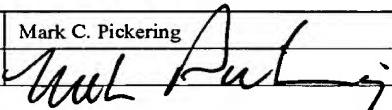
Continuation  Divisional  Continuation-in-part (CIP) of prior application No.: \_\_\_\_\_ / \_\_\_\_\_

Prior application information: Examiner \_\_\_\_\_ Group Art Unit: \_\_\_\_\_

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

<input checked="" type="checkbox"/> Customer Number or Bar Code Label	27271	or <input checked="" type="checkbox"/> Correspondence address below
Name	Mark C. Pickering	
Address	50 Fremont Street 5 <sup>th</sup> Floor	
City	San Francisco	State CA
Country	USA	Zip Code 94105
	Telephone (415) 983-1297	Fax (415) 983-1200

Name(Print/Type)	Mark C. Pickering	Registration No. (Attorney/Agent)	36,239
Signature		Date	7-13-01

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Box Patent Application, Washington, DC 20231.

JC821 U.S. PRO  
09/904780  
07/13/01

# FEE TRANSMITTAL

## For FY 2001

*Patent Fees are subject to annual revision.*

TOTAL AMOUNT OF PAYMENT

\$750

*Complete if Known*

Application Number	NEW
Filing Date	Herewith
First Named Inventor	Robert J. Dunst Jr. et al.
Examiner Name	Unknown
Group Art Unit	Unknown
Attorney Document No.	076883-0268936



### METHOD OF PAYMENT (check one)

- The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

03-3975

PILLSBURY WINTHROP LLP

Deposit Account Number & Deposit Account Name

- Charge any additional fees required under 37 CFR §§ 1.16 and 1.17  
 Applicant claims small entity status. See 37 CFR 1.27.

Payment Enclosed:

- Check  Money Order  Other

### FEE CALCULATION

#### 1. BASIC FILING FEE

##### LARGE ENTITY      SMALL ENTITY

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
101	710	201	355	Utility	710
106	320	206	160	Design	
107	490	207	245	Plant	
108	710	208	355	Reissue	
114	150	214	75	Provisional	
<b>SUBTOTAL (1)</b>				710	

#### 2. EXTRA CLAIM FEES

Total Claims	19 - 20 **	= 0	Extra Claims	Fee from below	Fee Paid
Independent	3 - 3	= 0		x 18	= \$ 0
Multiple Dep.		*		x 80	= \$ 0

\*\* or number previously paid, if greater; for Reissues, see below:

Large Entity	Small Entity	Fee Description
Fee Code	Fee (\$)	
103	18	203      9      Claim in excess of 20
102	80	202      40      Independent claims in excess of 3
104	270	204      135      Multiple dependent claim, if not paid
109	80	209      40      ** Reissue ind. claims over original patent
110	18	210      9      ** Reissue claims in excess of 20 and over original patent
<b>SUBTOTAL (2)</b>		\$0

### SUBMITTED BY

Pillsbury Winthrop LLP  
50 Fremont Street, 5<sup>th</sup> Floor  
San Francisco, CA 94105-2230  
Telephone: (415) 983-1000  
Facsimile: (415) 983-1200  
Customer No. 27271

Date: 7-13-01  
By: Mark C. Pickering  
Mark C. Pickering, Reg. No. 36,239

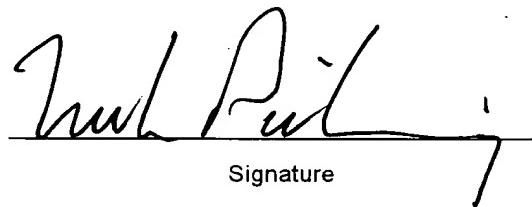
**REQUEST AND CERTIFICATION  
UNDER  
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor	Robert J. Dunst Jr., et al.
Title	Method and System of Managing On-The-Shelf Retail Inventories
Atty Docket Number	076883-0268936

I hereby certify that the invention disclosed in the attached application **has not and will not** be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

7-13-01

Date



Signature

Mark C. Pickering  
Reg. No. 36,239

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.